

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CAROL L. BROWN,  
*Plaintiff*

v.

LM GENERAL INSURANCE  
COMPANY *et al.*,  
*Defendants*

CIVIL ACTION

No. 21-2134

**ORDER**

AND NOW, this 24<sup>th</sup> day of August, 2021, upon consideration of the Amended Complaint (Doc. No. 10), Defendants' Second Motion to Dismiss Count III and to Strike Certain Allegations (Doc. No. 11), and a review of the docket that shows that Ms. Brown has not filed a response in opposition to the Motion, it is **ORDERED** that the Motion (Doc. No. 11) is **GRANTED IN PART** and **DENIED IN PART**.

1. The Second Motion to Dismiss Count III of the Amended Complaint is **GRANTED**. Count III is **DISMISSED WITH PREJUDICE**.
2. The Second Motion to Strike references to "reckless," "wanton," and "willful" conduct in Counts I and II is **DENIED**.

BY THE COURT:

  
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GENE E.K. PRATTER  
UNITED STATES DISTRICT JUDGE